

FILED VIA EFS ON JULY 10, 2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/840,188 Confirmation No.: 7264
Applicant : Mark L. MATHIS et al.
Filing Date : May 5, 2004
Title : Device and Method for Modifying the Shape of a Body Organ
Group Art Unit : 3731
Examiner : Tuan Van NGUYEN
Docket No. : 10057-719.201
Customer No. : 66854

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313
Sir:

AMENDMENT IN RESPONSE TO OFFICE ACTION

Introductory Comments:

This Amendment responds to the non-final Office Action dated March 19, 2009, for which a response is due June 19, 2009. A request for extension of time, up to and including July 19, 2009, accompanies this response.

Please enter the amendments and consider the remarks as follows.

Amendments to the Specification begin on page 2.

Amendments to the Claims begin on page 4.

Remarks / Arguments begin on page 9 of this paper.

An Appendix (new drawing Sheet 9 – Fig. 15) follows page 13.